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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91194361
Party	Plaintiff ArtBanc International, Ltd., Inc.
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Submission	Motion for Sanctions
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Signature	/s/ John M. Cone
Date	08/08/2012
Attachments	120808 Motion for Entry of Sanctions.pdf ( 3 pages )(9845 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

**In the Matter of Application Serial No. 78/724,975 ARTBANK**

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**ARTBANC INTERNATIONAL, LTD., INC.**

**Opposer,**

**v.**

**ARTBANK.COM LIMITED,**

**Applicant.**

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**Opposition No. 91194361**

TO THE HONORABLE TRADEMARK TRIAL AND APPEAL BOARD:

**MOTION FOR ENTRY OF SANCTIONS**

Opposer ArtBanc International, Ltd., Inc., for its Motion for Entry of Sanctions for Applicant Artbank.com Ltd.'s failure to comply with the Board's Order of June 26, 2012 ("Order"), which required Applicant to respond to Opposer's Interrogatories and Requests for Production of Documents, would respectfully show the Board as follows:

In its Order, the Board required Applicant to provide complete responses to Opposer's Interrogatories and Requests for Production of Documents within thirty days, namely by July 26, 2012. The thirty day term has passed and no responses have been served.

In accordance with the Order, Opposer hereby requests that the Board impose sanctions for Applicant's total failure to comply with the Order. In particular, the Opposer requests that the Board enter judgment sustaining the opposition and dismissing the counterclaim. Trademark Rule 2.120(g)(1). See TBMP §411.05. This sanction is

warranted where, as here, a party has wholly failed to comply with its obligations to respond to discovery requests after entry of an order compelling those responses.

Dated: August 8, 2012

Respectfully submitted,

/s/ John M. Cone

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ATTORNEY FOR OPPOSER  
ARTBANC INTERNATIONAL, LTD., INC.

**CERTIFICATE OF SERVICE**

I hereby certify that on this 8th day of August, 2012, a true and correct copy of the foregoing document was served via U.S. First Class Mail, postage prepaid on Keith Barritt, Fish & Richardson P.C., P.O. Box 1022, Minneapolis MN 55440-1022.

/s/ John M. Cone \_\_\_\_\_  
John M. Cone